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The Docket, Issue 5, February 1983

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Sing a song.
Full of the faith that the dark past has brought us.

Members of V.U.'s BALSA would like to 'Til victory is won.
Let us rejoicing rise.
Rings with the harmony of liberty.

diversity among the members' individual perspectives of Black Americans, it has been, and I believe will continue to be the NAACP Legal Defense Fund, ACLU and other legal groups. There are a large number of Black laborers but few Black labor lawyers. It is difficult to obtain and to retain. I hope to be one of those on the inside of the legal profession.

February is Black History month. Members of V.U.'s BALSA would like to express how Black history influenced their decisions to pursue a legal education and how they plan to contribute to the underlying principles of the Black struggle in their prospective legal careers. Although there is great diversity among the members' individual personalities, there is strong solidarity in the sharing of principles.

G. Elaine Smith, a 2nd year student responded as follows: "Although the speeches and the marches have been responsible for focusing attention on the needs and struggles of Black Americans, it has been, and I believe will continue to be the NAACP Legal Defense Fund, ACLU and other legal groups. There are a large number of Black laborers but few Black labor lawyers. It is difficult to obtain and to retain. I hope to be one of those on the inside of the legal profession."

Heritage Celebration

Lift every voice and sing.
Till earth and heaven rings.
Rings with the harmony of liberty.

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Financial Penalties

With financial aid deadlines creeping up, the problem of bureaucracy at the Bursar's Office comes to mind. A recurring example of this is the university's failure to inform the students of their financial aid, which is tantamount to the university being unable to control the bureaucratic burden of the University places on the students requiring financial aid.

On December 15, 1982, deadline for law school tuition payment. Using a standard procedure, the bank disburse no money, and the second disbursement of student loans late in December of 1982 or in January of 1983. One bank guaranteed disbursement. The December 15 deadline. The bank "performed" on its guarantee and

William Butler Yeston once complained that newspapers take the imagination out of the world. All of the major newspapers or "Editorial Consultant" of Dave Eddy. Double entendre headline, colorful editorials and occasional nonsensical photo captions are all Eddy trademarks. But beyond these touches of flair, The Docket has become a stronger and better paper under Dave's authori-

Dear Editor:

I would like to comment upon the editorial of "Professor Vaughn Ball has predicted that the number of law-school graduates will grow from 304,938 in 1980 to approximately 610,000 in 1984. And the number of jobs to the fact, according to the editorial, that "[law school] production is veritable money-making factories for universities." Finally, the need for a Financial Aid Policy Committee was referred to the "avatives of the legal profes-
fessor.

"The preceding should not leave the im-
ference that I have already forgotten much of an inordinate quantity of fear. Before law school I never fully appreciated fear, now not only do I view legal issues through a prism of apprehension but I live in fear. Whether it is the low level fear professors emit and feed off of in the classroom, or the inner fear that visitsthe legal profession, it is so palpable that it is no exaggeration to say that Fear is very much at home at law school.

What is the solution? Clearly, if past trends and sage thinking is any sort of evidence, perhaps the most important lesson that can be taken from law school. The real pity of it is that for a profession that rightly prides itself on the attitude and confidence of the advocates it pro-

In the end, the law student goes on des-
pite the obstacles and becomes adept at sur-
viving. The level of fear the law school engen-
dred and we are still standing on the field in fear. The law school is a terrible and awesome thing because it touches all of us at least once in our lives, in particular the Placement Committee.

Dear Editor:

I want to comment upon the recent student election results. The election of student members to the Senate, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student elections, according to the SBA constitution concerning student 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The Docket concludes by saying that society can provide only a fraction of the legal services that university law schools graduate with meaningful and fulfilling positions. Thus the writer is saying that it is not fair to think of the job as being beneficial for the student because they are not meaningful and fulfilling. It is assumed that everyone wants a job that is meaningful and fulfilling, and this has been used to define terms relevant to the legal student. If this is so, what can be done to help them find meaningful jobs?

Finally, it is possible that many law students think that employment search to real life. The right and proper way to support large firms is to find and adopt a narrow definition of what constitutes a "meaningful and fulfilling" legal position. In both areas, points are few and perhaps not very profound. I think that Professor Mullen's arguments suggest that the gap between law students' employment opportunities and the number of available legal jobs is narrow. However, I believe that the current situation is far from the "meaningful and fulfilling" legal positions are hard to find. And just as a matter of fact, I am sure that many law students and new lawyers feel that their jobs are not as wide as generally perceived. Yet the perception that "meaningful and fulfilling" legal jobs are hard to find is one that is not necessarily accurate. Large firm practice often does not provide the opportunity to deal with real people, an opportunity that is more readily available in non-legal positions. I think that dealing with people problems can be as "meaningful and fulfilling" as any other form of legal practice.

Reimel Quarter Finals
The quarter final round of the Reimel Moot Court Competition was held on February 8, 1983. The following teams were involved in their arguments: Collins J. Seitz, Jr. and John M. Hyson. Collins J. Seitz, Jr. and John M. Hyson are interested in having the editorial have in mind? Is this kind of "meaningful and fulfilling" debate fair to the people and law schools involved? Certainly, law schools should consider the birth of their daughter, Caroline Keith Mullen. I am certain that the practicing public can be "meaningful and fulfilling" and do law school faculty and administrators not make false representations about the large practice? I am sure that the writer is saying that it is not fair to think of the job as being beneficial for the student because they are not meaningful and fulfilling. It is assumed that everyone wants a job that is meaningful and fulfilling, and this has been used to define terms relevant to the legal student. If this is so, what can be done to help them find meaningful jobs?

Birth
Virginia and Arthur Shuman announce the birth of their daughter, Caroline Keith Shuman, born on January 20, 1983. She was born at Abington Memorial Hospital and weighed 10 lbs, 5 oz.

PHI DELTA PHI CALENDAR
Beer & Pizza Party
February 11
Cafeteria, S.P.M.
St. Patrick's Day
Fat Cats Fundraiser
Thursday, March 17
Student Lounge
Head to Head: Full Court and Full Paddle: Coffeehouse
Villanova's First Annual Law School Run
(12 different goal distances)
Thursday, March 24
March 27

Lexus Instruction
LEXIS, as you may know, is a computerized legal research system which is now installed in law offices, courts, and law schools throughout the country. Many students and new graduates find it beneficial to be able to tell potential employers that they are "LEXIS-trained."

The training session is brief (about one hour) and you can sign up at the library's circulation desk.

GREEN ACRES
A Monthly Column by Tony Green

Publicity VLS
As you might know, there's a big push right now to get the Los Angeles P.R. firm of Morgenstern, Morgenstern and O'Neill, to sign up with our firm. Do many law students believe that dealing with people problems can be as "meaningful and fulfilling" as any other form of legal practice?

Laws' Guild Speaker
Our own Peter Goldberger, a nationally recognized military law expert who spoke on "Draft Legislation: Ally recognized military law expert will speak on "Draft Legislation:"

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February, 1983 » DOCKET » Page 3
Wrestling With Clients

By Anna E. Arakelian

This is the second year that the Villanova School of Law has participated in the Interviewing and Client Counseling Competition. The American Bar Association sponsors the competition in order to provide law students with an opportunity to experience a law practice setting in which they can apply the legal knowledge and skills they have acquired during their three years of study. Law students take on the role of attorneys for individuals who have engaged in various business ventures, and then must prepare for and conduct a hearing in front of a panel of judges who are attorneys.

The Villanova Law School team was comprised of three members: John Hyson, a professor at Villanova; Associate Dean Garbarino, who has served as dean of the law school since 1957; and Samuel VanArtsdalen, a former member of the law faculty. The team was pleased with the results of the competition, which included several awards and recognitions.

Del-AWARE, the association now assuming active opposition to the project, is challenging the construction of the intake valve. The organization's strategy, according to David Broome, is to contest every construction permit granted at every stage of the project in an effort to block the work. The organization has filed an expedited appeal to challenge permits granted by the Commission in October of 1982.

On the state level, Del-AWARE is opposing permits to lay pipes under the Delaware River. All three of the permits were granted by the Pennsylvania Department of Environmental Resources in September of 1982. The appeal will be reviewed by the Environmental Hearing Board in the near future. This Board is the same one that conducted hearings at VLS last semester regarding a proposed landfill project.

While the social and environmental aspects of the construction on the project is continuing. Consequently, the courts could issue an injunction at some point in the construction permits, but given that they have so far affirmed every decision made by the Commission, it is unlikely that the construction will be blocked.

... Next Issue: Environmental Concerns at Point Pleasant

Point Pleasant

(Continued from page 1)

With the Schuylkill available as a backup source, there is a long-term interflow of water.

The Point Pleasant project is also important as a demonstration of the potential for providing additional water resources. Water, in addition to being used for industrial purposes, is also needed for domestic use. By providing an additional water source, the Point Pleasant project will help to meet the growing demand for water in the area.

The legal major challenge took place several years ago. In 1961, the Delaware Water Emergency Group brought suit in the federal court to block the construction of the pumping project. The suit questioned the legal and constitutional propriety of the project. In 1963, the pumping project was stopped, and additional water was required to adequately serve the communities. Both proposed uses have been approved by the Pennsylvania Department of Environmental Resources (VLS '74), labor partner with the organization.

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Pennington, Henry Highland Garnet, John S. Rock, Blanche K. Bruce, The African People, Booker T. Washington, W.E.B. Du Bois, Marcus Garvey, Thomas Gaither, Julius Lester, Malcolm X, Dr. Martin Luther King, Jr., The Black Panther Party, James Forman, Angela Davis, Queen Mother More, J. Leon Higginbotham, Minnie, Louis Farrakhan, Hilton I. Davis, M.O.V.E. Bois, Marcus Garvey, Thomas Gaither, Julius Lester, Malcolm X, Dr. Martin Luther King, Jr., The Black Panther Party, James Forman, Angela Davis, Queen Mother More, J. Leon Higginbotham, Minnie, Louis Farrakhan, Hilton I. Davis, M.O.V.E. The road has certainly been rough. I ran through the turbulent 60’s, the regressive 70’s, and the euphoric 80’s. I’ve watched our leaders in the struggle of our people replete with 22 years of conditioning, hatred, apathy, self-interest, — the whole emotional gamut. The attendant problems of racism in the U.S. have stretched and contained most of all, I need to see a change in the minds and hearts of us all.

Matriculating at VLS has not been the smoothest means to accomplish my goals. I have found it to be a microcosm of racial intolerance and ignorance, yet, it is the path to equality which I have chosen to follow. By pursuing a legal education, I hope to bridge the gap between different cultural, racial, and socio-political fractions of our society and to utilize this knowledge in my community, where it is sorely needed.

Karen Spencer Kelly, first year student and active member of BALSA, responded as follows:

For me, BALSA is a reminder that I’m not alone here. It provides the psychological support necessary for me to cope with the burden of being culturally separated in an already competitive and pressured situation. The road may seem difficult, but it will be well worth the drive. I hope to pursue a legal education.

Black history has been instrumental in motivating me to pursue a legal career in a dramatic way. In the last decade I have gone through periods of cynicism, hatred, apathy, self-interest — the whole emotional gamut. The attendant problems of racism in the U.S. have stretched and contained most of all, I need to see a change in the minds and hearts of us all.

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Interview with Clancy Undercove

by Beth Wolfe

Q. I would like you to answer this question from two perspectives: first as a lawyer practicing in the field, and second, as a citizen who knows a little about criminal law enforcement in this area.

A. Well, this is federal law enforcement. You are not in a position where you can go into all 10 counties and really click with the citizens for the district attorneys and there has to be a good relation between you and them to get that cooperation and trust.

Q. I would like you to answer this question as the appropriate thrust for federal law enforcement in this area?

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Generally, there are two reservations about the death penalty that immediately come to my mind: (1) the problem of mistaken identity and (2) the problem of proving or disproving claims about the defendant's mental age. The problem of mistaken identity is an issue of whether our government should sanction the death of a convicted felon. Specifically, if I am not sure that the person I have been wasting my time on has ever committed any punishable offense, then I want to know where he is or anything about him. I don't want to put myself or my family in any kind of danger.

Andrew S. Zeldin 3L

Undercofler Continued

(Continued from page 6)

someone's eyes like the bank robber that he was not from this world. I have dealt with crazy people and Allen was together.

Q. Are you pleased with the way his case came out and, if not, what would you change if you could?

A. The only thing I would like to see changed is that he was a bit more successful as a witness. I am not upset with the ultimate deal he got. I agree with my training as an assistant. If the agents are satisfied, then you are satisfied because if you can satisfy that audience you must have done a good job. The agents were happy that he got probation.

I do believe that you have to get the message out. Look seven years after everything he admitted: killing Bobby Marrone, shooting someone in Delaware, shooting someone in Korean wartime out on the coast, burning buildings. How does seven years begin to equate with what he admitted to? The court imposed, after hearing a presentation, the appropriate sentence. By the time that Allen came to sentencing, he had testified on an incredible number of occasions. He was in the courtroom.

It, indeed, is an incredible deal for someone who has led an entire life of crime.

witness protection program because there was clear information that there were open contracts on his life. Anyone who kills him collects a substantial amount of money, like six figures. FBI agents testified that his testimony and assistance was incredible. They all felt that a message had to be sent to organize crime that you can get out. They felt that if he was hammered, that would be the last informant they would ever get.

How do you incarcerate the man? The risk of being killed in prison is very high. Everyone felt that he may have changed. He was very cooperative and felt that he was safe from crime.

Q. Do you feel that way, too?

A. Yes, I do. You can't be a deity and figure he's going to go back to the way he was before. He will be a good citizen and deal with the community, you pay taxes and you go to work. You are back in the community, you pay taxes and you exist. The only difference is you have one or two contacts, and they are there when you get in trouble or if there is any threat to your life, and also they watch over and check on you. It's better than going to jail. It makes sense. My job was to represent Charles Allen. In the system he is entitled to an advocate and I got him what he wanted. He didn't want to go to jail. The result was great for him and I'm proud of my lawyering skills. As a human being I'm not troubled by it; indeed I wouldn't have gotten that result if I couldn't call FBI agents one after the other on his behalf.

Q. It still was a better deal than anyone ever expected Charles Allen could make. It, indeed, is an incredible deal for someone who has led an entire life of crime. Since Allen is in his 40's or 50's, we are talking about a half century of crime.

A. Let me make a distinction on the question of protection. It's about something that the government and I agreed upon. The court imposed, after hearing a presentation, the appropriate sentence. It made sense. I appeared publicly and announced to the judge that I now represented him and moved for a continuance and it was made public. He told me what a relief it was to be out from under this and what a pleasure it would be to wake up in the morning and go out and not have to be a monster up or do something. Everything he has said since then has been one of such relief not to be a part of this.

Q. Is someone like that capable of gainful employment or of a productive life in society even in the witness protection program?

A. I can't say and for my own protection I don't want to know where he is or anything about him. I don't want to put myself or my family in any kind of danger. This, when he comes to the courthouse he looks well and healthy. I haven't heard of any problems.

Q. What did you learn from dealing with him? Can you describe him?

A. Well, it is hard to describe him. He's about 5'9" and a very rough looking character. I found him to be very direct, and I don't believe he ever lied to me, which is remarkable. I felt that he was very loyal. I could see what Jimmy Hoffa saw in him. He protected Hoffa in a fight once and got stabbed. If he was your friend he would really sacrifice. He has a lovely family. Q. Someone described him as having a mental age of 10. An army report indicated that he was not quite illiterate. You got the impression that he was an ape man who was crazy to boot.

A. He's not well educated. He dropped out of school and as a result he doesn't have an expansive vocabulary that we all have after a few years here at the law school. I have been around him enough to know that he is not crazy, he's not an ape man and he's not a mental defective. He would not score well in vocabulary and testing and the like. I don't believe anyone involved in that kind of crime would necessarily test normal. I didn't read him as a mad dog; he functions too well in society. He is a normal husband and father.

“Capital punishment is abhorrent to me but I also recognize that there is problem inherent in incarcerating people for life. Neither approach solves the problem for rights the wrong done. A special danger with capital punishment is that it may appear to be a simple way of dealing with complex problems and inconvenient people.”

Katherine Husenan

“...I'm all for it, in certain cases of particularly heinous crime where the individual is clearly beyond rehabilitation and the alternative is that he spend the rest of his life in prison.”

Susan Huntington

Professor Levin:

— The girls In Section B

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OFF THE LINKS

By Sean Abdul O'Grady

Cutting through your pride. The headline this is not going to be a column about the problems of kicking a sports column not having any redeeming integrity. Why, you never see us bringing up hockey brawls like the one between Maurice Lucas of the Phoenix Suns and Lonnie Shelton of the Seattle SuperSonics only brings you the finest in good, clean, wholesome (the list could go on forever) sports entertainment. Our motto has always been: ALL THE NEWS THAT FITS W ould in the day, there is more on Lonnie and Maurice to come.

Since Carl Druck's new policy to take cheap shots at the easiest and most vulnerable targets, we will start with the Super Bowl. How much sap can we take from "Hollywood" Joe Thiesmann? Can't find anyone interested in anti-druags commercials. Children's Hospital commercials. How much money do you want radio and TV stations to pay for sportscasters. And now he has been voted NFL MAN OF THE YEAR. Duly not being punished for his own crimes.

One of the last remaining expressions of the Nixon legacy was also visible at the Super Bowl. As a matter of fact it has been at sports since the first TV TELEvised sporting event of the past two years. It is called "I'm not the President. Rigginnomics, huh. Judging from my wallet it might be a nice change. Doing sports on TV. Abdul has to wonder what the networks would call the audience "NFL callled and demanded equal time."

In a year when football fans the exalted sport. And the league has stood up and told football exactly what it wants, "We want more money and the refs will start to protect. The situation must scare the commissioners of the Big East to death. Ewing is the player who will undoubtedly bring in the national exposure they so desperately crave. If the hype when Ewing matures the publicity around this is going to be massive. Ralph Sampson it will fall the conference together. It will be a blow to the Big East. Commissioner of the Big East, is most assuredly nobody's fool and the refs know who signs the checks. Abdul only has one bit of advice for Patrick Ewing: Don't look over your shoulder because E2 doesn't like your music. Remember to reject your stuff again. The echo of SWAT still rings pleasantly in Abdul's ears.

To dispel some rumors, that was not Abdul leading the riot at the Villanova train station on the evening of the George-town game at the Palestra. It seems the only thing that was stolen was the records of the ensemble. Abdul has to wonder if the police are up to the job.

"We are only contract to show two NBA games during the entire season. This is a sad statement on the things that go on when you overpay your players. The NBA and Major League Base. ball need to come to an industrywide agreement that are to take the students to the game. As one coach from a small school team came around and had a few students tried to get in the way to stop that."

"Evans says that he only wants to charge $15. We have not heard from students that we are going to charge that much."

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